

[DISCUSSION DRAFT]

119TH CONGRESS
2D SESSION

H. R. _____

To repeal section 338 of the Tariff Act of 1930 and nullify certain Presidential proclamations imposing a tariff or other duty pursuant to such section, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. SCHNEIDER introduced the following bill; which was referred to the
Committee on _____

A BILL

To repeal section 338 of the Tariff Act of 1930 and nullify certain Presidential proclamations imposing a tariff or other duty pursuant to such section, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the [“_____ Act
5 of 2026”].

1 **SEC. 2. REPEAL OF AUTHORITIES RELATING TO TRADE DIS-**
2 **CRIMINATION BY FOREIGN COUNTRIES; NUL-**
3 **LIFICATION OF CERTAIN PRESIDENTIAL**
4 **PROCLAMATIONS.**

5 (a) IN GENERAL.—Section 338 of the Tariff Act of
6 1930 (19 U.S.C. 1338) is hereby repealed and any Presi-
7 dential proclamation promulgated in whole or in part pur-
8 suant to such section shall have no force or effect.

9 (b) RETROACTIVE APPLICATION.—The President
10 shall take such actions as may be necessary to provide for
11 the refund of each tariff or other duty imposed and col-
12 lected before, on, or after the date of the enactment of
13 this Act by reason of the implementation of a Presidential
14 proclamation or other action promulgated in whole or in
15 part pursuant to section 338 of the Tariff Act of 1930
16 (19 U.S.C. 1338).